IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 13490 of 2004(E)

PETITIONERS:
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1. **N.C. MUHAMMED KOYA, PRESIDENT,**
   KOZHIKODE TOWN CO-OPERATIVE URBAN SOCIETY LIMITED
   NO.D.2740, FRANCIS ROAD, P.O. KALLAI,
   CALICUT-3.

2. **P.K. ABDUL NAZAR, NAZ MANZIL,**
   PANNIYANKARA P.O., KALLAI-673 003,
   MEMBER, MANAGING COMMITTEE, KOZHIKODE
   TOWN CO-OP. URBAN BANK LTD.

3. **SRI. PALAKANDI MOIDEEN AHAMMED,**
   AFSAL NIVAS, P.O. KALLAI, KOZHIKODE,
   MEMBER, MANAGING COMMITTEE,
   KOZHIKODE TOWN CO-OP. URBAN BANK LTD.

BY ADV. SRI.T.R. HARIKUMAR.

RESPONDENTS:
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1. **THE JOINT REGISTRAR OF CO-OPERATIVE**
   SOCIETIES (GENERAL) KOZHIKODE.

2. **M.P. SHOUKATH, MEMBER NO.90,**
   KOZHIKODE TOWN CO-OPERATIVE URBAN SOCIETY,
   FRANCIS ROAD, KOZHIKODE, MANGANCHERRI PARAMBU,
   PANNIYANKARA, KOZHIKODE-3.

BY GOVERNMENT PLEADER SMT. LATHA THANKAPPAN FOR R1,
ADV.SMT. SRI.BINDU SREEKUMAR FOR R2.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.13490/2004:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE ORDER IN I.A. 12765/2003 IN W.P.9C). 25387/03 DTD. 22ND OCT. 2003.

EXT.P.2: COPY OF THE LETTER NO. CRB-7982/03 DTD. 18/12/2003.

EXT.P.3: COPY OF THE JUDGMENT IN W.P.(C). NO. 3083/2004 DTD. 19/03/2004.

EXT.P.4: COPY OF THE NOTICE NO. O-1923/04 DTD. 17/04/2004.

EXT.P.4.A: COPY OF THE COMPLAINT DTD. 22/03/2004 OF THE R.2.

EXT.P.5: COPY OF THE NOTICE ISSUED BY THE ADMINISTRATOR DTD. 23/02/2004.

EXT.P.6: COPY OF THE NOTICE ISSUED DTD. 23/02/2004.

EXT.P.7: COPY OF THE LETTER DTD. 22/02/2004.

EXT.P.8: COPY OF THE LETTER DTD. 22/02/2004.

EXT.P.9: COPY OF THE LETTER DTD. 25/02/2004.

EXT.P.10: COPY OF THE LETTER DTD. 23/02/2004.

EXT.P.11: COPY OF THE LETTER FROM THE ADMINISTRATOR DTD. NIL.

EXT.P.12: COPY OF THE LETTER DTD. 13/03/2004 OF THE ADMINISTRATOR.

EXT.P.13: COPY OF THE RESOLUTION DTD. 20/03/2004 OF THE BANK.

EXT.P.14: RELEVANT PAGE OF THE BYE-LAW OF THE SOCIETY.

RESPONDENT'S EXHIBIT:

EXT.R2.A: COPY OF THE LETTER DTD. 16/03/2004 ISSUED BY THE KOZHIKODE TOWN CO-OPERATIVE URBAN SOCIETY LTD.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P.(C) No.13490 of 2004

Dated 26th February, 2007.

J U D G M E N T

Petitioners are aggrieved by Ext.P4 proceedings initiated by the part time Administrator. In view of the intervening developments, in case the petitioners have still any grievance left, they may pursue the same in appropriate proceedings. It is made clear that in the event of any such proceedings being initiated by the petitioners within two months from today, the same shall be treated to have been filed in time.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 26th February, 2007.